

IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF FLORIDA
PANAMA CITY DIVISION

JAMES H. GLENN, et. al.,
Plaintiffs,

vs.

MCA 84-2109-RV

JACKSON COUNTY SCHOOL BOARD,
Defendants.

**DEFENDANT, JACKSON COUNTY SCHOOL BOARD'S STIPULATED
MOTION FOR MODIFICATION OF FINAL JUDGMENT**

COMES NOW, THE DEFENDANT, JACKSON COUNTY SCHOOL BOARD by and through their undersigned counsel, and hereby moves this Honorable Court for modification of its Final Judgment dated March 24, 1986, and Amended Final Judgment dated April 11, 1986, pursuant to Federal Rule of Civil Procedure 6-(b)(6), and as grounds therefore states the following:

1. On March 24, 1986, this Honorable Court issued a Final Judgment and on April 11, 1986, issued an Amended Final Judgment, which prescribed the procedure for all future elections of Jackson County School Board members. The Amended Final Judgment is filed herein as document 30 and is incorporated herein by reference.

2. The Final Judgment of March 24, 1986, required that all five members of the Jackson County School Board be elected on a single-member district basis. The Final Judgment specifically incorporated the demographic characteristics and legal descriptions of the boundaries for each of the five single-member Board Member districts.

3, Further the Final Judgment reserved jurisdiction for further action of this Court as necessary to carry out the terms of the Final Judgment.

4. Jackson County School Board is required by virtue of Article VI, Section 4(a), Florida Constitution, Section 1001.36, Florida Statutes (2021), as amended, and the Fourteenth Amendment to the United States Constitution, to redraw its Board Member district boundaries from time to time due to population changes. The 2020 Federal Decennial Census data indicated that Jackson County had sustained minimal population growth and a shift in population, thus necessitating a redrawing of its single-member School Board Member district boundaries. Census and voter registration data also indicated that the Black population and registration figures in District 1 have declined since the map was drawn in 1986, to the point where Black residents and voters are no longer a majority in District 1.

5. The Jackson County School Board developed a redistricting plan in concert with members of the Local National Association for the Advancement of Colored People (NAACP) and representatives from the American Civil Liberties Union (ACLU) in the development of redistricting plan that is reflected on the Resolution attached hereto as Exhibit "1". The Jackson County School Board has tentatively approved the resolution pending approval from this Court and thus the Jackson County School Board further seeks this Court's approval of the single-member School Board Member district boundary adjustments as reflected in Exhibits "A" and "B" to the Resolution (Exhibit "1") .

7. The Defendants, JACKSON COUNTY SCHOOL BOARD is entitled to relief from this Court's Final Judgment pursuant to Federal Rule of Civil Procedure 60(b)(6) because the Jackson County School Board would not otherwise be capable of complying with its duty to reapportion districts as required by federal and state law.

8. On February 14, 2022 the Jackson County Branch of the NAACP filed a stipulated to intervene in this matter.

8. On February 15, 2022, the Defendants sent a courtesy copy of this Motion and its attachments via e-mail deliver to representatives of the National Association for the Advancement of Colored People and the ACLU for review and response. On February 15, 2022, Defendants received a response to same via correspondence stating that the NAACP and ACLU has no objection. A copy of said email correspondence is attached hereto and incorporated by reference as Exhibit "2".

WHEREFORE, the Defendants, JACKSON COUNTY SCHOOL BOARD, respectfully request that this Court enter an Order granting Defendants' Motion for Modification of Final Judgment and, further, that this Court approve the single-member School Board Member district boundary adjustments as reflected in Exhibit "1" .

**MEMORANDUM OF LAW IN SUPPORT OF
MOTION FOR MODIFICATION OF FINAL JUDGMENT**

Federal Rule of Civil Procedure 60(b)(6) provides that "(o) n motion and just terms, the court may relieve a party or its legal representative from a final judgment, order or proceeding" for "any other reason that justifies relief." Jackson County School Board is entitled to relief from this Court's Final Judgment dated March 24, 1986, and Amended Final Judgment dated April 11, 1986, because of its continuing legal duty to adjust School Board Member district boundaries due to population changes. Such duty is imposed by Federal and Florida law and is, therefore mandatory.

The pertinent provisions of law are the Fourteenth Amendment to the United States Constitution; Section 1001.36, Florida Statutes (2021), as amended; and Article VI of the Florida Constitution. In the case of *Avery v. Midland County, Texas*, 390 U.S. 474, 20 L.Ed 2d 45, 88 S.Ct. 1114 (1968), the Supreme Court held that where a unit of local government has general governmental powers over the county's entire geographic area, the county was subject to the "one man-one vote" rule, and the Equal Protection Clause of the Fourteenth Amendment did not permit its members to be apportioned among single-member districts of substantially unequal population. The Jackson County School Board is such a local government unit and is thus required to reapportion its residents among its School Board Member districts when necessary to ensure compliance with the Fourteenth Amendment. Article VI, Section 4(a), Fla. Const., states as follows:

Each county shall constitute a school district; provided, two or more contiguous counties, upon vote of the electors of each county pursuant to law, may be combined into one school district. In each school district there shall be a school board composed of five or more members chosen by vote of the electors in a nonpartisan election for appropriately staggered terms of four years, as provided by law.

Further, Section 1001.36 (3), Florida Statutes (2021), states as follows:

(1) For the purpose of electing district school board members, each district shall be divided into at least five district school board member residence areas, which shall be numbered one to five, inclusive, and which shall, as nearly as practicable, be equal in population.

(a) For those school districts, which have seven district school board members, the district may be divided into five district school board member residence areas, with two district school board members elected at large, or the district may be divided into seven district school board member residence areas. In the latter case, the residence areas shall be numbered one to seven inclusive and shall be equal in population as nearly as practicable.

(b) For those school districts which have seven district school board members, the number of district school board member residence areas shall be determined by resolution passed by a majority vote of the district school board.

(2) Any district school board may make any change that it deems necessary in the boundaries of any district school board member residence area at any meeting of the district school board, provided that such changes shall be made only in odd-numbered years and that no change that would affect the residence qualifications of any incumbent member shall disqualify such incumbent member during the term for which he or she is elected.

(3) Such changes in boundaries shall be shown by resolutions spread upon the minutes of the district school board, shall be recorded in the office of the clerk of the circuit court, and shall be published at least once in a newspaper published in the district within 30 days after the adoption of the resolution, or, if there be no newspaper published in the district, shall be posted at the county courthouse door for 4 weeks thereafter. A certified copy of this resolution shall be transmitted to the Department of State.

The Jackson County School District (as governed by its school board) is required to abide by the above-stated provisions. As indicated by the Federal Decennial Census of 2020, Jackson County has sustained minimal population growth and population shifts; thus, it is necessary for Jackson County to adjust the boundaries of its single-member board member districts to insure as nearly as practicable equal population among the five districts.

The Jackson County School Board seeks this Court's permission to adjust its school board member districts as required by law, because this Court's March 24, 1986 Final Judgment, as amended on April 11, 1986, prescribed the plan for all future elections for members of the Jackson County School Board, and specifically incorporated the demographic characteristics and descriptions of the boundaries for each of the five single-member districts as set forth in the Resolution attached hereto as Exhibit "1". The Jackson County School Board does not seek any change in the method of election of school board members (that is, no changes in the process of electing five school board members from single-member districts). Rather, the Jackson County

School Board seeks a modification of this Courts Final Judgment so that Jackson County School Board may perform the duty assigned to it by law, which is to redistrict Jackson County School Board districts due to an increase in its population as documented by the 2020 Federal Decennial Census.

The Jackson County School Board would further state that, in adjusting the single-member school board member districts' boundary lines, the Jackson County School Board has maintained, as was incorporated into this Court's Final Judgment, a single-member district which functions as a minority access district whereby the voting strength of minorities increases the probability that a minority candidate may be elected or that minority concerns are taken into account in the political process (District 1).

Thus, the Jackson County School Board's proposed School Board Member districts will continue to comply with Section 2 of the Voting Rights Act of 1965, as amended, 42 U.S.C. §1973, and the United States Supreme Court's interpretation thereof in *Thornburg v. Gingles*, 478 U.S. 30, 106 S.Ct. 2752, 92 L.Ed 2d 25 (1986).

WHEREFORE, the Defendants, JACKSON COUNTY SCHOOL BOARD, respectfully request that this Court enter an Order granting the Defendant's Motion for Modification of Final Judgment and, further, that this Court approve the single-member school board member district adjustments as reflected in the Jackson County School Board Resolution which is attached hereto as Exhibit 1.

RESPECTFULLY SUBMITTED, this 15 day of Feb, 2022.



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COUNSEL FOR DEFENDANT,
JACKSON COUNTY SCHOOL BOARD

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true and correct copy of the foregoing was filed electronically with the Court on this 15 day of Feb, 2022. Service will be effectuated by the Court's electronic notification system upon all counsel or parties of record.



H. MATTHEW FUQUA, ESQ.
Florida Bar No. 0451101
COUNSEL FOR JACKSON COUNTY
SCHOOL BOARD

RESOLUTION 2022-

A RESOLUTION OF THE SCHOOL BOARD OF JACKSON COUNTY, FLORIDA, MAKING CERTAIN FINDINGS WITH RESPECT TO SCHOOL BOARD MEMBER RESIDENCE AREAS; AND REDISTRICTING OR CHANGING THE BOUNDARY OF SCHOOL BOARD MEMBER RESIDENCE AREAS; AND PROVIDING FOR SEVERABILITY, AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the School Board of Jackson County finds that its current school board member residence areas have been in place since 1986; and

WHEREAS, the Jackson County School Board finds that Section 1001.36, Florida Statutes, provides, in relative part, that each district school board member's residence area shall be, as nearly as practicable, equal in population and;

WHEREAS, the Jackson County School Board finds that based on current census and other demographic data, its member residence areas are no longer, as nearly as practicable, equal in population; and

WHEREAS, the Jackson County School Board finds it is in the best interest of the school system and the citizens of Jackson County to redistrict or change the boundaries of the district school board member residence areas so as to make them more equal in population; and

WHEREAS, the Jackson County School District is further governed by Case number 5:84cv2109 pending in the United States District Court for the Northern District of Florida; and

WHEREAS, in formulating its redistricting plan, the Jackson County School District held public meetings and worked collaboratively with members of the local branch of the NAACP and the ACLU to formulate a redistricting plan that complies with state law and the requirements of Case Number 5:84cv2109; and

WHEREAS, the following redistricting map has been approved by the Federal Court for the Northern District of Florida

NOW, THEREFORE, BE IT RESOLVED, by the School Board of Jackson County, Florida, that:

1. The five (5) district school board member residence areas in Jackson County shall be and are hereby changed and redrawn as described and shown on exhibit A (list of districts by census block) and Exhibit B (map of districts which graphically depicts the census blocks set forth in exhibit A). These exhibits are incorporated herein. To the extent there is any conflict between the definition of districts by census block and the definition of the districts by the map, the map shall be controlling.

2. As required by Section 1001.36, Florida Statutes, this Resolution shall be spread upon the minutes of the Jackson County School Board, shall be recorded in the Office of the Clerk of Circuit Court, Jackson County, Florida, and shall be published at least once, in a



newspaper published in the district, within thirty (30) days after its adoption. Additionally, a certified copy of this Resolution shall be transmitted to the Florida Department of State.

3. If any section, subsection, sentence, clause or provision of this Resolution is held unconstitutional, inoperative or void by a court of competent jurisdiction, such holding shall not affect the remainder of this Resolution.

4. This Resolution shall take effect immediately upon its adoption as provided by law.

ADOPTED AND PASSED BY A VOTE of _____ to _____, this the _____ day of _____, 2022, by the School Board of Jackson County, Florida.

STACEY GOODSON, Chairperson

Attest, STEVE BENTON, Superintendent
Of Schools.

Exhibit A

District 1

Tract 210200: Block Group 1: Block 0, Block 1, Block 2, Block 3, Block 4, Block 5, Block 6, Block 7, Block 8, Block 9, Block 10, Block 11, Block 12, Block 13, Block 14, Block 15, Block 16, Block 17, Block 18, Block 19, Block 20, Block 21, Block 22, Block 23, Block 24, Block 25, Block 26, Block 27, Block 28, Block 29, Block 30, Block 31, Block 32, Block 33, Block 34, Block 35, Block 36, Block 37, Block 38, Block 39, Block 40, Block 41, Block 42, Block 43, Block 44, Block 45, Block 46, Block 47, Block 48, Block 49; Block Group 2: Block 0, Block 1, Block 2, Block 3, Block 4, Block 5, Block 6, Block 7, Block 8, Block 9, Block 10, Block 11, Block 12, Block 13, Block 14, Block 15, Block 16, Block 17, Block 18, Block 19, Block 20, Block 21, Block 22, Block 23, Block 24, Block 25, Block 26, Block 27, Block 28, Block 29, Block 30, Block 31, Block 32, Block 33, Block 34, Block 35, Block 36, Block 37, Block 38, Block 39, Block 40, Block 41, Block 42, Block 45, Block 46, Block 47, Block 48, Block 49, Block 50, Block 51, Block 52, Block 53, Block 54, Block 55, Block 56, Block 57, Block 58, Block 62, Block 63, Block 64, Block 65, Block 66, Block 67, Block 68, Block 69, Block 70, Block 72, Block 73; Tract 210302: Block Group 1, Block Group 2: Block 0, Block 1, Block 2, Block 3, Block 4, Block 24, Block 25, Block 26, Block 27, Block 28, Block 29, Block 30, Block 31, Block 32, Block 33, Block 34, Block 35, Block 36, Block 37, Block 38, Block 39, Block 40, Block 41; Block Group 3; Tract 210400: Block Group 1: Block 0, Block 1, Block 2, Block 3, Block 4, Block 5, Block 6, Block 7, Block 8, Block 9, Block 18, Block 20, Block 21, Block 33, Block 39; Block Group 2: Block 0, Block 1, Block 2, Block 3, Block 5, Block 8, Block 9, Block 10, Block 11, Block 12, Block 13, Block 14, Block 15, Block 16, Block 17, Block 18, Block 19, Block 20, Block 21, Block 22, Block 23, Block 24, Block 25, Block 44, Block 45, Block 65; Tract 210500: Block Group 1: Block 0, Block 1, Block 12, Block 13, Block 14, Block 15, Block 16, Block 17, Block 18, Block 19, Block 20, Block 21, Block 22, Block 24, Block 25, Block 26, Block 27, Block 28, Block 29, Block 30, Block 32, Block 40; Tract 210600: Block Group 1: Block 3, Block 4, Block 9, Block 42; Block Group 2: Block 0, Block 1, Block 2, Block 3, Block 4, Block 5, Block 6, Block 7, Block 8, Block 9, Block 10, Block 11, Block 12, Block 13, Block 14, Block 15, Block 16, Block 17, Block 18, Block 19, Block 20, Block 21, Block 22, Block 23, Block 24, Block 25, Block 26, Block 27, Block 30, Block 31, Block 34; Block Group 4: Block 16, Block 18, Block 19, Block 20, Block 21, Block 22, Block 23, Block 24, Block 25, Block 26, Block 27, Block 28, Block 29, Block 30, Block 31, Block 32, Block 33, Block 34, Block 35, Block 36, Block 37, Block 38, Block 39, Block 40, Block 41, Block 42, Block 43, Block 44, Block 45, Block 47, Block 48, Block 49, Block 50, Block 51, Block 52, Block 53, Block 54, Block 55, Block 56, Block 57, Block 58, Block 59, Block 60, Block 61, Block 62, Block 63, Block 64, Block 65, Block 66, Block 67, Block 68, Block 69, Block 70, Block 74; Tract 210700: Block Group 2: Block 0, Block 1, Block 2, Block 3, Block 4; Block Group 3: Block 0, Block 1, Block 2, Block 3, Block 4, Block 5, Block 6, Block 8, Block 14, Block 15, Block 35, Block 36; Tract 210800: Block Group 2: Block 4, Block 5, Block 6, Block 7, Block 8, Block 9, Block 10, Block 11, Block 12, Block 13, Block 14, Block 15, Block 16, Block 17, Block 18, Block 19, Block 20, Block 21, Block 22, Block 23, Block 24, Block 25, Block 26, Block 27, Block 28, Block 29, Block 30, Block 31, Block 32, Block 33, Block 34, Block 35, Block 36, Block 37,

Block 43, Block 44, Block 45, Block 46, Block 47, Block 48, Block 49, Block 50, Block 51, Block 52, Block 53, Block 54, Block 55, Block 56, Block 57, Block 58, Block 64, Block 65, Block 66, Block 68; Block Group 3: Block 19, Block 20, Block 21, Block 22, Block 23, Block 24, Block 25, Block 26, Block 27, Block 28, Block 29, Block 30, Block 31, Block 32, Block 33, Block 51, Block 52, Block 53, Block 54, Block 55, Block 56; Block Group 4: Block 0, Block 1, Block 2, Block 3, Block 4, Block 5, Block 6, Block 7, Block 8, Block 12, Block 13, Block 19, Block 20, Block 21.

District 2

Tract 210301, Tract 210200: Block Group 2: Block 43, Block 44, Block 59, Block 60, Block 61, Block 71; Tract 210302: Block Group 2: Block 5, Block 6, Block 7, Block 8, Block 9, Block 10, Block 11, Block 12, Block 13, Block 14, Block 15, Block 16, Block 17, Block 18, Block 19, Block 20, Block 21, Block 22, Block 23; Tract 210400: Block Group 1: Block 10, Block 11, Block 12, Block 13, Block 14, Block 15, Block 16, Block 17, Block 19, Block 22, Block 23, Block 24, Block 25, Block 26, Block 27, Block 28, Block 29, Block 30, Block 31, Block 32, Block 34, Block 35, Block 36, Block 37, Block 38, Block 40, Block 41, Block 42, Block 43, Block 44, Block 45, Block 46, Block 47, Block 48, Block 49, Block 50, Block 51, Block 52, Block 53, Block 54, Block 55, Block 56, Block 57, Block 58, Block 59, Block 60, Block 61, Block 62, Block 63, Block 64, Block 65, Block 66, Block 67, Block 68, Block 69, Block 70, Block 71, Block 72, Block 73, Block 74, Block 75, Block 76, Block 77, Block 78, Block 79, Block 80, Block 81, Block 82, Block 83, Block 84, Block 85, Block 86, Block 87, Block 88, Block 89, Block 90, Block 91, Block 92, Block 93, Block 94, Block 95, Block 96, Block 97, Block 98, Block 99, Block 100, Block 101; Block Group 2: Block 4, Block 6, Block 7, Block 26, Block 27, Block 28, Block 29, Block 30, Block 31, Block 32, Block 33, Block 34, Block 35, Block 36, Block 37, Block 38, Block 39, Block 40, Block 41, Block 42, Block 43, Block 46, Block 47, Block 48, Block 49, Block 50, Block 51, Block 52, Block 53, Block 54, Block 55, Block 56, Block 57, Block 58, Block 59, Block 60, Block 61, Block 62, Block 63, Block 64; Block Group 3; Tract 210600: Block Group 1: Block 5, Block 6, Block 7, Block 8, Block 18, Block 40, Block 41; Block Group 2: Block 28, Block 29; Tract 211100: Block Group 1, Block Group 2: Block 0, Block 1, Block 2, Block 3, Block 4, Block 5, Block 6, Block 7, Block 8, Block 9, Block 10, Block 11, Block 12, Block 13, Block 14, Block 15, Block 16, Block 17, Block 18, Block 19, Block 20, Block 21, Block 22, Block 23, Block 24, Block 25, Block 26, Block 27, Block 28, Block 29, Block 30, Block 31, Block 32, Block 33, Block 34, Block 35, Block 36, Block 37, Block 38, Block 39, Block 40, Block 41, Block 42, Block 43, Block 44, Block 45, Block 46, Block 47, Block 48, Block 49, Block 50, that part of Block 51 north of Pike Pond Road, that part of Block 52 north of Pike Pond Road, Block 53, Block 54, Block 55, Block 56, Block 57, Block 60, Block 61, Block 62, Block 63, Block 64, Block 65; Block Group 3: Block 0, Block 1, Block 2, Block 3, Block 4, Block 5, Block 6, Block 7, Block 8, Block 9, Block 10, Block 11, Block 12, Block 13, Block 14, Block 15, Block 16, Block 17, Block 18, Block 19, Block 20, Block 21, Block 22, Block 23, Block 24, Block 25, Block 26, Block 27, Block 28, Block 29, Block 30, Block 31, Block 32, Block 33, Block 34, Block 35, Block 36, Block 37, Block 38, Block 39, Block 40, Block 41, Block 42, Block 43, Block 44, Block 45, Block 46, Block 47, Block 48, Block 49, Block 50, Block 51, Block 52, Block 54, Block 55, Block 56, Block 57, Block 58, Block 59, Block 60, Block 61, Block 62, Block 63, Block 64, Block 65, Block 66, Block 67, Block 68, Block 69, Block 70, Block 71, Block 72, Block 73, Block 74,

Block 75, Block 76, Block 77, Block 78, Block 79, Block 80, Block 81, Block 82, Block 83, Block 84, Block 85, Block 117, Block 118, Block 132, Block 133, Block 158, Block 159, Block 160, Block 161, Block 162, Block 164, Block 165, Block 166, Block 167.

District 3

Tract 210200: Block Group 1: Block 50; Tract 210500: Block Group 1: Block 2, Block 3, Block 4, Block 5, Block 6, Block 7, Block 8, Block 9, Block 10, Block 11, Block 23, Block 31, Block 33, Block 34, Block 35, Block 36, Block 37, Block 38, Block 39; Block Group 2, Block Group 3, Block Group 4; Tract 210600: Block Group 1: Block 0, Block 1, Block 2, Block 10, Block 11, Block 12, Block 13, Block 14, Block 15, Block 16, Block 17, Block 19, Block 20, Block 21, Block 22, Block 23, Block 24, Block 25, Block 26, Block 27, Block 28, Block 29, Block 30, Block 31, Block 32, Block 33, Block 34, Block 35, Block 39; Block Group 2: Block 32, Block 33, Block 35; Block Group 3, Block Group 4: Block 0, Block 1, Block 2, Block 3, Block 4, Block 5, Block 6, Block 7, Block 8, Block 9, Block 10, Block 11, Block 12, Block 13, Block 14, Block 15, Block 17, Block 46, Block 71, Block 72, Block 73, Block 75, Block 76, Block 77, Block 78, Block 79, Block 80, Block 81, Block 82, Block 83, Block 84, Block 85, Block 86, Block 87, Block 88, Block 89, Block 90, Block 91, Block 92; Tract 210700: Block Group 1: Block 0, Block 1, Block 2, Block 3, Block 4, Block 5, Block 6, Block 7, Block 8, Block 9, Block 10, Block 11, Block 12, Block 14, Block 15, Block 16, Block 17, Block 18, Block 19, Block 20, Block 21, Block 22, Block 23, Block 24, Block 25, Block 26, Block 27, Block 28, Block 29, Block 30, Block 31, Block 32, Block 33, Block 34, Block 35, Block 36, Block 37, Block 38, Block 39, Block 40, Block 41, Block 43, Block 44, Block 45, Block 46, Block 47, Block 48, Block 49, Block 50, Block 51, Block 52, Block 53, Block 54; Block Group 2: Block 5, Block 6, Block 7, Block 8, Block 9, Block 10, Block 11, Block 12, Block 13, Block 14, Block 15, Block 16, Block 17, Block 18, Block 19, Block 20, Block 21, Block 22, Block 23, Block 24, Block 25, Block 26, Block 27, Block 28, Block 29, Block 30, Block 31, Block 32, Block 33, Block 34, Block 35, Block 36, Block 37; Block Group 3: Block 7, Block 9, Block 10; Tract 210800: Block Group 2: Block 38, Block 39, Block 40, Block 41, Block 42, Block 59, Block 60, Block 61, Block 62, Block 63, Block 67, Block 69; Tract 211000: Block Group 1: Block 41, Block 42, Block 43, Block 45, Block 49.

District 4

Tract 210901, Tract 210600: Block Group 1: Block 36, Block 37, Block 38; Tract 210902: Block Group 1: Block 22, Block 23, Block 24, Block 25, Block 26, Block 27, Block 28, Block 29, Block 30, Block 31, Block 32, Block 33, Block 34, Block 35, Block 36, Block 37, Block 38, Block 39, Block 40, Block 46, Block 49, Block 50, Block 51, Block 52, Block 53, Block 54, Block 55, Block 56, Block 57, Block 58, Block 59, Block 60, Block 61, Block 62, Block 63, Block 64, Block 65, Block 66, Block 67, Block 68, Block 69, Block 70, Block 71, Block 72, Block 76, Block 77; Block Group 2; Tract 211000: Block Group 1: Block 37, Block 38, Block 39, Block 40, Block 44, Block 46, Block 47, Block 48, Block 50, Block 51, Block 52, Block 53, Block 54, Block 55, Block 56, Block 57, Block 58, Block 59, Block 61, Block 62, Block 63, Block 64, Block 65, Block 66, Block 69, Block 70, Block 71, Block 72, Block 73, Block 74, Block 75, Block 76, Block 77, Block 78, Block 79, Block 80, Block 81, Block 82, Block 85, Block 86, Block 87, Block 88; Block Group 2: Block 23, Block 24, Block 25, Block 26, Block

27, Block 28, Block 29, Block 30, Block 31, Block 40, Block 41, Block 42, Block 43, Block 44, Block 45, Block 46, Block 47, Block 48, Block 49, Block 50, Block 51, Block 52, Block 53, Block 54, Block 55, Block 56, Block 57, Block 58, Block 59, Block 60, Block 61, Block 62, Block 63, Block 64, Block 65, Block 66, Block 67, Block 68, Block 69, Block 70, Block 71, Block 72, Block 73, Block 74, Block 75, Block 76, Block 77, Block 78, Block 79, Block 80, Block 81, Block 82, Block 83, Block 84, Block 85, Block 86, Block 87, Block 88, Block 89, Block 90, Block 91, Block 92, Block 93, Block 94, Block 95, Block 96, Block 97, Block 98, Block 99, Block 100, Block 101, Block 102, Block 103, Block 104, Block 105, Block 106, Block 107, Block 108, Block 109; Block Group 3; Tract 211100: Block Group 2: that part of Block 51 south of Pike Pond Road, that part of Block 52 south of Pike Pond Road, Block 58, Block 59, Block 66, Block 67, Block 68, Block 69, Block 70, Block 71, Block 72, Block 73, Block 74, Block 75, Block 76, Block 77, Block 78, Block 79; Block Group 3: Block 53, Block 86, Block 87, Block 88, Block 89, Block 90, Block 91, Block 92, Block 93, Block 94, Block 95, Block 96, Block 97, Block 98, Block 99, Block 100, Block 101, Block 102, Block 103, Block 104, Block 105, Block 106, Block 107, Block 108, Block 109, Block 110, Block 111, Block 112, Block 113, Block 114, Block 115, Block 116, Block 119, Block 120, Block 121, Block 122, Block 123, Block 124, Block 125, Block 126, Block 127, Block 128, Block 129, Block 130, Block 131, Block 134, Block 135, Block 136, Block 137, Block 138, Block 139, Block 140, Block 141, Block 142, Block 143, Block 144, Block 145, Block 146, Block 147, Block 148, Block 149, Block 150, Block 151, Block 152, Block 153, Block 154, Block 155, Block 156, Block 157, Block 163; Block Group 4.

District 5

Tract 210100, Tract 210700: Block Group 1: Block 13, Block 42; Block Group 3: Block 11, Block 12, Block 13, Block 16, Block 17, Block 18, Block 19, Block 20, Block 21, Block 22, Block 23, Block 24, Block 25, Block 26, Block 27, Block 28, Block 29, Block 30, Block 31, Block 32, Block 33, Block 34; Tract 210800: Block Group 1, Block Group 2: Block 0, Block 1, Block 2, Block 3; Block Group 3: Block 0, Block 1, Block 2, Block 3, Block 4, Block 5, Block 6, Block 7, Block 8, Block 9, Block 10, Block 11, Block 12, Block 13, Block 14, Block 15, Block 16, Block 17, Block 18, Block 34, Block 35, Block 36, Block 37, Block 38, Block 39, Block 40, Block 41, Block 42, Block 43, Block 44, Block 45, Block 46, Block 47, Block 48, Block 49, Block 50, Block 57; Block Group 4: Block 9, Block 10, Block 11, Block 14, Block 15, Block 16, Block 17, Block 18, Block 22, Block 23, Block 24, Block 25; Tract 210902: Block Group 1: Block 0, Block 1, Block 2, Block 3, Block 4, Block 5, Block 6, Block 7, Block 8, Block 9, Block 10, Block 11, Block 12, Block 13, Block 14, Block 15, Block 16, Block 17, Block 18, Block 19, Block 20, Block 21, Block 41, Block 42, Block 43, Block 44, Block 45, Block 47, Block 48, Block 73, Block 74, Block 75; Tract 211000: Block Group 1: Block 0, Block 1, Block 2, Block 3, Block 4, Block 5, Block 6, Block 7, Block 8, Block 9, Block 10, Block 11, Block 12, Block 13, Block 14, Block 15, Block 16, Block 17, Block 18, Block 19, Block 20, Block 21, Block 22, Block 23, Block 24, Block 25, Block 26, Block 27, Block 28, Block 29, Block 30, Block 31, Block 32, Block 33, Block 34, Block 35, Block 36, Block 60, Block 67, Block 68, Block 83, Block 84; Block Group 2: Block 0, Block 1, Block 2, Block 3, Block 4, Block 5, Block 6, Block 7, Block 8, Block 9, Block 10, Block 11, Block 12, Block 13, Block 14, Block 15, Block 16, Block 17, Block 18, Block 19, Block 20, Block 21, Block 22, Block 32, Block 33, Block 34, Block 35, Block 36, Block 37, Block 38, Block 39; Block Group 4.

RESOLUTION 2022-

A RESOLUTION OF THE SCHOOL BOARD OF JACKSON COUNTY, FLORIDA, MAKING CERTAIN FINDINGS WITH RESPECT TO SCHOOL BOARD MEMBER RESIDENCE AREAS; AND REDISTRICTING OR CHANGING THE BOUNDARY OF SCHOOL BOARD MEMBER RESIDENCE AREAS; AND PROVIDING FOR SEVERABILITY, AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the School Board of Jackson County finds that its current school board member residence areas have been in place since 1986; and

WHEREAS, the Jackson County School Board finds that Section 1001.36, Florida Statutes, provides, in relative part, that each district school board member's residence area shall be, as nearly as practicable, equal in population and;

WHEREAS, the Jackson County School Board finds that based on current census and other demographic data, its member residence areas are no longer, as nearly as practicable, equal in population; and

WHEREAS, the Jackson County School Board finds it is in the best interest of the school system and the citizens of Jackson County to redistrict or change the boundaries of the district school board member residence areas so as to make them more equal in population; and

WHEREAS, the Jackson County School District is further governed by Case number 5:84cv2109 pending in the United States District Court for the Northern District of Florida; and

WHEREAS, in formulating its redistricting plan, the Jackson County School District held public meetings and worked collaboratively with members of the local branch of the NAACP and the ACLU to formulate a redistricting plan that complies with state law and the requirements of Case Number 5:84cv2109; and

WHEREAS, the following redistricting map has been approved by the Federal Court for the Northern District of Florida

NOW, THEREFORE, BE IT RESOLVED, by the School Board of Jackson County, Florida, that:

1. The five (5) district school board member residence areas in Jackson County shall be and are hereby changed and redrawn as described and shown on exhibit A (list of districts by census block) and Exhibit B (map of districts which graphically depicts the census blocks set forth in exhibit A). These exhibits are incorporated herein. To the extent there is any conflict between the definition of districts by census block and the definition of the districts by the map, the map shall be controlling.

2. As required by Section 1001.36, Florida Statutes, this Resolution shall be spread upon the minutes of the Jackson County School Board, shall be recorded in the Office of the Clerk of Circuit Court, Jackson County, Florida, and shall be published at least once, in a

newspaper published in the district, within thirty (30) days after its adoption. Additionally, a certified copy of this Resolution shall be transmitted to the Florida Department of State.

3. If any section, subsection, sentence, clause or provision of this Resolution is held unconstitutional, inoperative or void by a court of competent jurisdiction, such holding shall not affect the remainder of this Resolution.

4. This Resolution shall take effect immediately upon its adoption as provided by law.

ADOPTED AND PASSED BY A VOTE of _____ to _____, this the _____ day of _____, 2022, by the School Board of Jackson County, Florida.

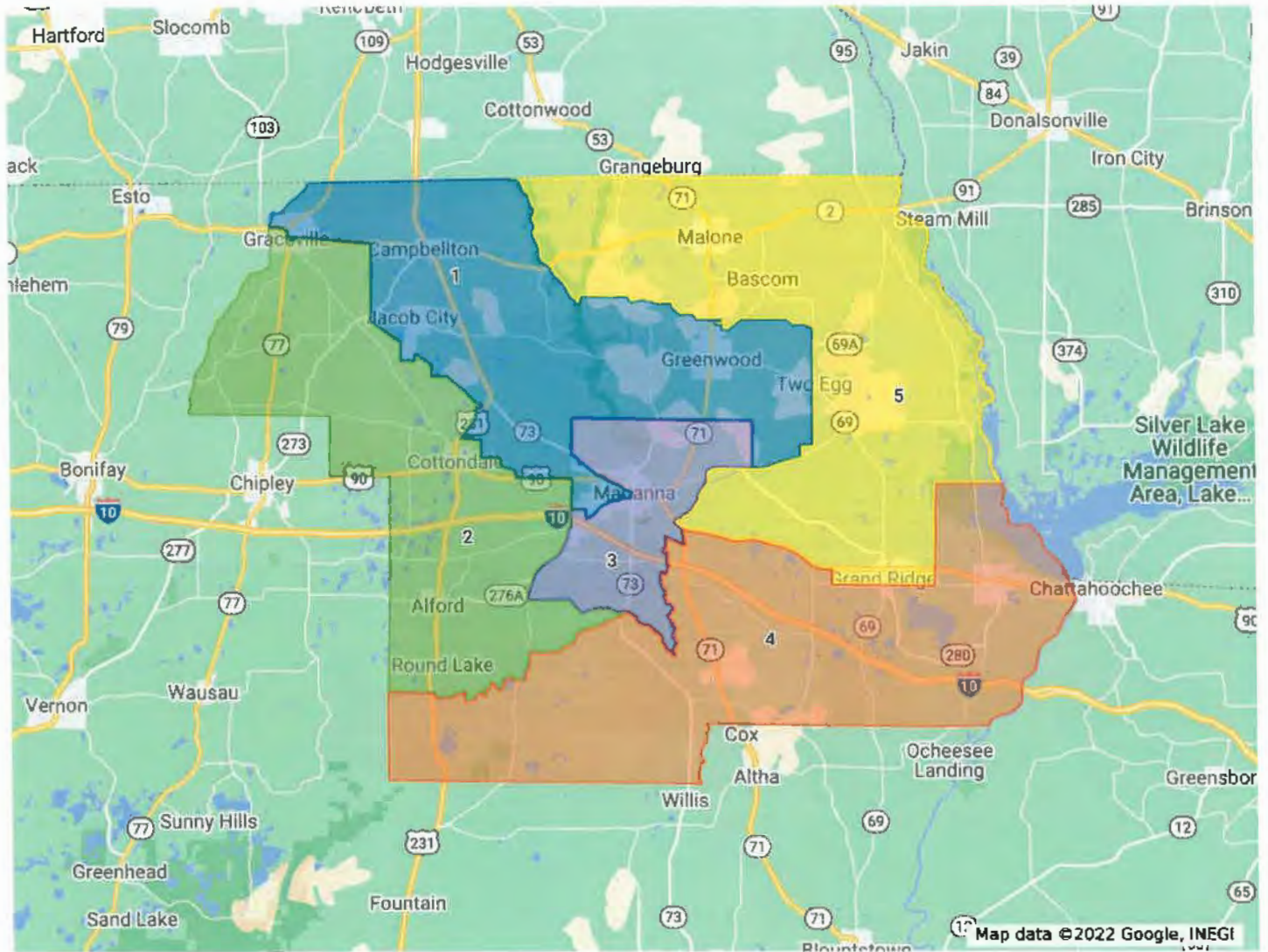
STACEY GOODSON, Chairperson

Attest, STEVE BENTON, Superintendent
Of Schools.

JCSB - Map #2 Adopted 1/5/22

Map #2 Adopted 1/5/22

- 1
- 2
- 3
- 4
- 5



H. Matthew Fuqua

From: Nicholas Warren <NWarren@acluf.org>
Sent: Tuesday, February 15, 2022 8:34 AM
To: H. Matthew Fuqua
Subject: Re: Filings in JCSB redistricting

Matt,

The Jackson County NAACP, the proposed new class representatives, and class counsel fully support and stipulate to the School Board's motion for modification of final judgment.

Best,
Nick

Nicholas Warren (*he/him*) | Staff Attorney
American Civil Liberties Union of Florida
Direct: (786) 305-1700 | nwarren@acluf.org | acluf.org

From: H. Matthew Fuqua <mfuqua@fmc.legal>
Sent: Tuesday, February 15, 2022 9:26 AM
To: Nicholas Warren <NWarren@acluf.org>
Subject: RE: Filings in JCSB redistricting

Nick

Will you just send a brief email that say you stipulate to the motion.

From: Nicholas Warren <NWarren@acluf.org>
Sent: Monday, February 14, 2022 5:35 PM
To: H. Matthew Fuqua <mfuqua@fmc.legal>
Subject: Filings in JCSB redistricting

Matt,

After a truly frustrating delay for which I apologize, I have made my filings in the JCSB redistricting case (attached). Feel free to file your motion to modify the judgment as a joint motion, or if you would like me to file it, I'd be happy to.

Best,
Nick

Nicholas Warren (*he/him*) | Staff Attorney
American Civil Liberties Union of Florida
Direct: (786) 305-1700 | nwarren@acluf.org | acluf.org



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